

W11555

EASEMENT FOR SPUR TRACK UNDER AGREEMENT.....R W14 6-35 500-C-M

THIS INDENTURE, made this 31st day of March A.D. 1942between Carlisle Lumber Co., a corporationof the County of King State of Washington party of the first part,

and the NORTHERN PACIFIC RAILWAY COMPANY, a corporation under the laws of the State of Wisconsin, having its principal place of business at St. Paul, Minnesota,

WITNESSETH:

For and in consideration of the sum of one dollar to it paid, the receipt whereof is hereby acknowledged, and in performance of the agreement between said Carlisle Lumber Co., a Washington Corporation and the Northern Pacific Railway Company the party of the first part has GRANTED, and by these presents does GRANT, to the said Railway Company, its successors and assigns, the following described premises, situate in the County of King and State of Washington to-wit:

That certain tract or strip of land seventeen feet in width, being eight and one-half feet on each side of the center line of the certain spur track or siding which is now located or may be located and constructed across the premises of the party of the first part, described as follows:

The south fifty-eight and eight-hundredths (58.08) feet of the northeast quarter of southwest quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) and the north three hundred fifty-two and sixty-nine hundredths (352.69) feet of the southeast quarter of southwest quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) of section nineteen (19) in township twenty-four (24) north of range four (4) east of the Willamette Meridian lying easterly of West Marginal Way.

The Grantor agrees and covenants that this easement shall be fully effective from and after the date hereof, until the same shall cease to be used for railroad purposes.

Said premises owned by the Grantor herein being shown outlined in yellow on the plat attached hereto and made a part hereof, dated office of Assistant Chief Engineer of said Railway Company December 30, 1941, which plat also shows the above described easement herein granted colored in solid red.

For a more particular description, and as explanatory hereof, reference is made to the attached plat, which is hereby made a part of this indenture and shows colored red the strip above described.

TO HAVE AND TO HOLD said premises unto said Railway Company, its successors and assigns, according to the conditions in said agreement stated.

Provided that should the grantee cease to use said premises for railway purposes, and remove its rails therefrom, the same shall revert to the grantor.

The Railway Company shall have the right to enter upon the lands of the grantor adjoining said premises for the purpose of constructing, maintaining and operating said track or tracks.

IN WITNESS WHEREOF, the party of the first part has executed these presents the day and year first above written.

WITNESSES:

CARLISLE LUMBER CO.,

By /s/ W. A. Carlisle (SEAL)
President.

ATTEST:

/s/ Carl W. Dingess (SEAL)
Secretary

(SEAL)

Outstanding interest on No. 1

STATE OF Washington)
County of King) ss.

On this 31st day of March in the year 19 42 before me the undersigned a Notary Public, personally appeared W. A. Carlisle, Pres. and Carl W. Dingess, Sec. to me known to be the President and Secretary respectively, of the Carlisle Lumber Company, the corporation which executed the foregoing instrument, and who being duly sworn did say, that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and the said W. A. Carlisle and Carl W. Dingess acknowledged said instrument to be the free act and deed of said corporation.

Given under my hand and official seal this 31st day of March 19 42.

/s/ Ruth C. Goss
Notary Public, King County, Wash.

(SEAL)

My Commission expires February 4, 1946.

Notary Public in and for the State of Washington, residing at Seattle in said State.

Filed for Record October 20, 1942, 11:35 A.M.
Request of Northern Pacific RR. Co.
Robert A. Morris, County Auditor.

CERTIFIED A TRUE AND CORRECT COPY

Luille A. Skordal
Asst Clerk Steno.